



**Minutes for Meeting of
Thursday, January 9, 2003**

Item-1: Call to Order. (Time: 5:37:48 p.m.)

Chairperson Dorothy Leonard called the meeting to order.

Item-2: Roll Call. (Time: 5:37:54 p.m.)

Present – Chairperson Dorothy Leonard, Vice-Chairperson Albert Gaynor, Commissioners Lisa Foster, Charles La Bella, April Riel and Dorothy Smith.

Staff - Executive Director Charles Walker, Deputy City Attorney Rick Duvernay, Legal Assistant Steve Ross, Investigator Stacey Fulhorst, Executive Secretary DonnaLee McCalla.

Excused – Commissioner Greg Vega.

Item-3: Reporting Results of Closed Session. (Time: 5:38:03 p.m.)

Meeting of December 11, 2002:

The Commission voted unanimously to allow Commissioner La Bella to abstain from participating in the decision and action in Case No. 2002-67. The Commission voted unanimously to initiate a formal investigation on Case No. 2002-67; Absent: Riel and Smith; Abstained: La Bella.

The Commission voted unanimously to dismiss Case Nos. 2002-41 and 2002-52; Excused: Riel and Smith.

Meeting of January 9, 2003:

The Commission approved a Stipulation on the recommendation of the Executive Director with Planned Parenthood, California, Case No. 2002-18. Information will be available with the Ethics Commission on January 10, 2003.

The Closed Session will reconvene after the regular meeting.

Item-4: Approval of Commission Minutes. (Time: 5:39:18 p.m.)

APPROVAL OF COMMISSION MINUTES OF THE MEETING OF DECEMBER 11, 2002.

Motion/Second: Foster/La Bella

Vote: Unanimous approval

Excused: Vega

Item-5: Non-Agenda Public Comment. (Time: 5:39:37 p.m.)

None.

Item-6: Commissioner Comment. (Time: 5:39:41 p.m.)

Chairperson Leonard congratulated Lisa Foster on her appointment as a Superior Court Judge.

Item-7: Executive Director Comment. (Time: 5:40:36 p.m.)

Executive Director Charles Walker reported on the following:

1. Made an announcement of the workshop scheduled on Saturday, January 11, 2003, at 10:00 a.m.
2. Expressed that Commissioner Foster's presence and expertise will be missed with regards to the Political Reform Act, campaign finance issues, and wished Ms. Foster the best on her duty as a Superior Court Judge.
3. The Annual Report is just about complete. Mr. Walker will present the Annual Report along with the Proposed Audit Procedures before the Rules Committee on January 29, 2003. The Annual Report will be forwarded to the Commission upon completion.
4. The Enforcement Procedures requires the Executive Director to brief the Commission on the status of pending investigations. Mr. Walker will produce statistical results of last year's activities via letter.

Item-8: Deputy City Attorney Comment.

(Time: 5:43:05 p.m.)

None.

Item-9: Ad-hoc Audit Subcommittee.

(Time: 5:43:10 p.m.)

Commissioner Riel reported on the following:

The Ad-hoc Audit Subcommittee met in late December. Present, April Riel, Charlie Walker, Rick Duvernay, Steve Ross; excused, Greg Vega. The purpose of the meeting was to discuss the issues raised at the Rules Committee meeting. Based on the ad-hoc subcommittee meeting, Ms. Riel reported the changes made to the Audit Manual.

MOTION TO APPROVE THE PROPOSED AMENDMENTS TO THE AUDIT MANUAL WITH ADDED LANGUAGE SUBJECT TO THE DISCRETION OF THE COMMISSION.

Motion/Second: Foster/Smith

Vote: Unanimous approval

Excused: Vega

Item 10: Determination of Audits for Calendar Year 2003.

(Time: 6:07:40 p.m.)

Chair Leonard recommended that the Commission conduct four audits for the 2002 campaign.

MOTION TO APPROVE THE RECOMMENDATION TO CONDUCT FOUR AUDITS FOR THE 2002 CAMPAIGN.

Motion/Second: Smith/Riel

Vote: Unanimous approval

Excused: Vega

Item 11: Amendments to the Investigation and Enforcement Procedures.

(Time: 6:10:00 p.m.)

Deputy City Attorney Rick Duvernay reported the changes made to the Investigation and Enforcement Procedures to conform to the Audit Manual along with additional minor clean-up.

Speaker Melvin Shapiro recommended that under section 26.0422, Item 4, the word "solely" be added to the sentence to read: "The complaint is based 'solely' on speculation, opinion" Mr. Shapiro added that when a person makes a complaint, generally there would always be a certain amount of speculation. However, if there is evidence accompanied with the complaint, then there should be an investigation.

MOTION TO APPROVE THE RECOMMENDATIONS AS PRESENTED WITH
COMMENTS MADE BY COMMISSIONERS.

Motion/Second: La Bella/Riel

Vote: Unanimous approval

Excused: Vega

Item 12: Adjournment.

(Time: 6:45:00 p.m.)

Chairperson Dorothy Leonard adjourned the meeting and announced that the
Commission will reconvene into Closed Session.

Dorothy Leonard, Chairperson
Ethics Commission

DonnaLee McCalla, Executive Secretary
Ethics Commission

***THIS INFORMATION WILL BE MADE AVAILABLE IN ALTERNATIVE FORMATS UPON
REQUEST.***